

THE HON'BLE SRI JUSTICE BILAL NAZKI

AND

THE HON'BLE SRI JUSTICE NOOTY RAMAMOHANA RAO

WRIT PETITION NO.13483 OF 2006

Dated 09-04-2007

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M/s Sri Bhasker Cycles

...Petitioner

And

The Additional Commissioner
and two others

...Respondents

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THE HON'BLE SRI JUSTICE BILAL NAZKI

AND

THE HON'BLE SRI JUSTICE NOOTY RAMAMOHANA RAO

WRIT PETITION NO.13483 OF 2006

ORDER *(Per the Hon'ble Sri Justice Bilal Nazki):*

Heard learned counsel for the parties. Counter has been filed.

On rejection of the stay application, pending appeal, by the Appellate Deputy Commissioner-the second respondent, this writ petition has been filed. This Court, while entertaining the writ petition, had granted stay of recovery on condition of deposit of one-fourth of the amount imposed as penalty, within a period of six weeks.

We think that the writ petition can be disposed of with an observation that if the petitioner has deposited 25% of the penalty amount in terms of the order of this Court dated 04-07-2006 the stay shall remain operative till the appeal is decided by the second respondent. The second respondent is directed to decide the appeal within a period of two months from the date he receives the copy of this order. A copy of this order be sent to the second respondent.

The writ petition is accordingly disposed of. No order as to costs.

(Bilal Nazki,J)

Dated 9th April, 2007

(Nooty Ramamohana Rao,J)

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Note: A copy of this order
be sent to the Appellate
Deputy Commissioner